



U.S. Department of Justice

United States Attorney  
Southern District of New York

MEMO ENDORSED

The Silvio J. Mollo Building  
One Saint Andrew's Plaza  
New York, New York 10007

Honorable Richard M. Berman  
United States District Judge  
United States Courthouse  
500 Pearl Street  
New York, NY 10007

Re: United States v. \$49,000 in United States Currency.  
07 Civ. 10629 (RMB)

Dear Judge Berman:

February 25, 2008
Application Granted.
Written status by 3/3/08 @
NOON + conference on 3/5/08
@ 9:15 A.M.
SO ORDERED:
Date: 2/26/08 <i>Richard M. Berman</i>
Richard M. Berman, U.S.D.J.

The Government writes in connection with the status conference that was scheduled for today in the above-captioned case. Please accept the Government's apology for its failure to appear on the matter. February 25 was marked down in my calendar as a control date by which the Government was to inform the Court whether or not it intended to move for a default judgment in this case. Clearly that was in error, and the matter was down for a conference. Again, the Government apologizes for inconveniencing the Court.

Based on the Government's recent review of the docket in this case, it appears that no party has, as yet, filed a claim or answer, and the Government had intended to inform the Court today of its intention to seek a default judgment. However, according to a voicemail left by your chambers, an attorney appeared this morning in connection with the case. The Government respectfully suggests that it contact opposing counsel and then provide the Court with a written case status update by Monday, March 3, 2008. Of course, the Government is available at any time should Your Honor prefer that the parties appear for a rescheduled conference.

Respectfully submitted,

MICHAEL J. GARCIA  
United States Attorney

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